



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : David J. Luneau et al.
 Serial No. : 10/038,866
 Filed : January 4, 2002
 Title : TELEPHONE NETWORK MESSAGING

Art Unit : 2614
 Examiner : Gerald Gauthier

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

REPLY TO ACTION DATED 26 APRIL 2006

Claims 1-19 stand rejected as obvious over Albal, U.S. Patent Application No. 2003/0147518 A1, in view of Patel, United States Patent No. 6,807,259. Dependent claims 20-22 stand rejected as obvious over Albal, Patel, and Tate, U.S. Patent No. 6,509,833.

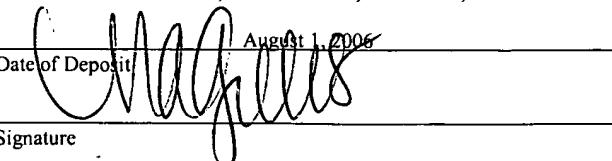
The issue in the present Office action remains the same as in the previous three (June 19, 2003; December 9, 2004; and October 20, 2005): whether the prior art identified by the Examiner discloses the claim 1 feature of "setting up a non-associated telephone call."

In the third Office action and in the current Office action, the Examiner does not find this claim feature in Albal, i.e., "setting up a non-associated telephone call to the recipient telephone number from a simulated calling party having the same telephone number as the message code, such that the telephone network uses the caller-identification feature to communicate data corresponding to the message code to the recipient telephone number." The Examiner also does not find this feature in Tate.

The Examiner instead purports to find this feature at 7:2-25 of the new reference, Patel. In particular, the Examiner identifies the setup message sent to the customer equipment for an audible announcement. (Action, at 4.) Applicants respectfully disagree. As noted in the previous responses, the term "non-associated telephone call" is expressly defined at pages 3-4 of

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I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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